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Docket No.: 50179-073

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of :  
GERALD WAYNE BOTH, et al. :  
CPA of Serial No.: 09/464,767 : Group Art Unit: 1632  
Filed: December 16, 1999 : Examiner: S. Priebe  
For: DNA ENCODING OVINE ADENOVIRUS (OAV287) AND ITS USE AS A  
VIRAL VECTOR

**PRELIMINARY AMENDMENT**

Honorable Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

Prior to examination of the above-captioned continuation patent application,  
please amend the claims as set forth below.

**IN THE CLAIMS:**

**Please amend Claims 18 and 23, as follow:**

18. (Amended) A method for delivering a DNA molecule having a nucleic acid sequence encoding a non-adenoviral polypeptide or polypeptides to an animal, the method comprising administering to the animal a viral vector as claimed in claim 12, such that the viral vector infects at least one cell of the animal and the infected cell expresses the DNA molecule encoding the polypeptide or polypeptides and produces the polypeptide or polypeptides.